

APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office AUG 22 1995

Returned to applicant for correction AUG 30 1995

Corrected application filed _____

Map filed Feb 26, 1996 proposed pou under 61473

The applicant **Karl W. and Alice A. Berg**, hereby makes application for permission to change the **Place of Use of a Portion** of water heretofore appropriated under #40007

1. The source of water is **Underground**
2. The amount of water to be changed **270 gallons per minute .602 cfs**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point located in the **SW 1/4 of NE 1/4, Sec. 28, T 14 N, R 43 E, MDB&M** at a point from whence the **N 1/4 corner of said Sec. 28 bears N 01° 20' 19" W** a distance of **1371.78 feet**.
6. The existing permitted point of diversion is located within _____
7. Proposed place of use **Portion of NE 1/4 of NW 1/4, Portion of NW 1/4, of NE 1/4, and portion of SW 1/4 of NE 1/4, Sec. 33, T 14 N, R 43 E, MDB&M, consisting of 38.6 acres. See PBU Map. Permit #40007 for irrigation use.**
8. Existing place of use **Portion of NW 1/4 of NW 1/4, Portion of NE 1/4 of NW 1/4, Sec. 27, T 14 N, R 43 E, MDB&M, consisting of 38.6 acres. See PBU Map, Permit #40007 for irrigation use. Entire place of use is: N 1/2 of NW 1/4, Sec 27. T14N, R43E: S 1/2 of NE 1/4 and N 1/2 of SE 1/4, Sec. 28, T14N, R43E MDB&M**
9. Use will be from **May 1st to Aug. 31st** of each year.
10. Use was permitted from _____ to _____ of each year.
11. Description of proposed works **Well, pump & distribution pipe and ditches are existing and in use. See PBU Map for Permit #40007 for irrigation use.**
12. Estimated cost of works **\$12,000.00**
13. Estimated time required to construct works **All construction is completed and pumping 600 gal. per min. for this application and for #40007.**
14. Estimated time required to complete the application of water to beneficial use **Water is in use**
15. Remarks: **N/A**

By s/Henry L Berg
Bertie W. Berg
HC 60 Box 53H14
Round Mountain, NV 89045

Compared lew/gkl cl/cms
Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of the waters of an underground source as heretofore granted under Permit 40007 is issued subject to the terms and conditions imposed in said Permit 40007 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 40007 and 61473 shall not exceed 326.14 acre-feet per season.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.602 cubic feet per second, but not to exceed 147.07 acre-feet per season, and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed

on or before:

N/A

Proof of completion of work shall be filed before:

N/A

Application of water to beneficial use shall be filed on or before:

July 22, 1997

Proof of the application of water to beneficial use shall be filed on or before:

August 22, 1997

Map in support of proof of beneficial use shall be filed on or before:

August 22, 1997

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 22nd day of July, A.D. 1996


State Engineer

Completion of work filed _____

Proof of beneficial use filed JUL 23 1996

Cultural map filed FEB 26 1996

Certificate No. 14452 Issued NOV 25 1996